SAO 133 (Rev. 9/89) Bill of Costs					
United States District Court					
Southern District of Ohio					
Citizens for Community Values					
BILL OF COSTS					
V.					
Upper Arlington Public Library Board of Trustees  Case Number: 2:08-cv-00223-GCS-NMK					
Judgment having been entered in the above entitled action on 10/16/2008 against Defendants					
the Clerk is requested to tax the following as costs:					
Fees of the Clerk					
Fees for service of summons and subpoena					
Fees of the court reporter for all or any part of the transcript necessarily obtained for use in the case					
Fees and disbursements for printing					
Fees for witnesses (itemize on reverse side)					
Fees for exemplification and copies of papers necessarily obtained for use in the case					
Docket fees under 28 U.S.C. 1923					
Costs as shown on Mandate of Court of Appeals					
Compensation of court-appointed experts					
Compensation of interpreters and costs of special interpretation services under 28 U.S.C. 1828					
Other costs (please itemize)					
TOTAL \$ 957.80					
SPECIAL NOTE: Attach to your bill an itemization and documentation for requested costs in all categories.					
DECLARATION					
I declare under penalty of perjury that the foregoing costs are correct and were necessarily incurred in this action and that the services for which fees have been charged were actually and necessarily performed.  Angelique Newcomb & Susan Porter, Attorneys for Defendants  Signature of Attorney:					
Name of Attorney: Timothy D. Chandler					
For: Citizens for Community Values, Plaintiffs  Name of Claiming Party  Date: 10/29/2008					
Costs are taxed in the amount of and included in the judgment.					
Clerk of Court Deputy Clerk Date					

WITNESS FEES (computation, cf. 28 U.S.C. 1821 for statutory fees)							
	ATTENDANCE		SUBSISTENCE		MILEAGE		B 10
NAME AND RESIDENCE	Days	Total Cost	Days	Total Cost	Miles	Total Cost	Total Cost Each Witness
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#### NOTICE

#### Section 1924, Title 28, U.S. Code (effective September 1, 1948) provides:

"Sec. 1924. Verification of bill of costs."

"Before any bill of costs is taxed, the party claiming any item of cost or disbursement shall attach thereto an affidavit, made by himself or by his duly authorized attorney or agent having knowledge of the facts, that such item is correct and has been necessarily incurred in the case and that the services for which fees have been charged were actually and necessarily performed."

## See also Section 1920 of Title 28, which reads in part as follows:

"A bill of costs shall be filed in the case and, upon allowance, included in the judgment or decree."

# The Federal Rules of Civil Procedure contain the following provisions:

Rule 54 (d)

"Except when express provision therefor is made either in a statute of the United States or in these rules, costs shall be allowed as of course to the prevailing party unless the court otherwise directs, but costs against the United States, its officers, and agencies shall be imposed only to the extent permitted by law. Costs may be taxed by the clerk on one day's notice. On motion served within 5 days thereafter, the action of the clerk may be reviewed by the court."

Rule 6(e)

"Whenever a party has the right or is required to do some act or take some proceedings within a prescribed period after the service of a notice or other paper upon him and the notice or paper is served upon him by mail, 3 days shall be added to the prescribed period."

Rule 58 (In Part)

"Entry of the judgment shall not be delayed for the taxing of costs."

# <u>Itemization of requested costs</u>:

Fees of the Clerk:		
03/07/2008	Initial Filing Fee	\$350.00
03/11/2008	Attorney Pro Hac Vice Fee –	\$200.00
	Timothy D. Chandler	
03/11/2008	Attorney Pro Hac Vice Fee –	\$200.00
	Heather Gebelin Hacker	
03/11/2008	Attorney Pro Hac Vice Fee –	\$200.00
	Kevin H. Theriot	
	Total	\$950.00
Fees for exemplification and		
copies of papers necessarily		
obtained for use in the case		
03/11/2008	78 copies of documents for waiver	\$7.80
	of service of process	
	Total	\$7.80
	Report Total	\$957.80

Court Name: US District Court SDO

Division: 2

Receipt Number: 200COL002042

Cashier ID: kepplek

Transaction Date: 03/07/2008 Payer Name: David R. Langdon

CIVIL FILING FEE

For: David R. Langdon

Case/Party: D-OHS-2-08-CV-000223-001

Amount:

CHECK

Remitter: Langdon & Hartman, LLC

Check/Money Order Num: 1511

Amt Tendered: \$350.00

\$350.00 Total Due:

Total Due: \$350.00 Total Tendered: \$350.00

\$0.00 Change Amt:

Citizens for Community Values v. Upper Arlington Public Library Board of Trustees

A fee of \$45.00 will be assessed on all returned checks.

## Tim Chandler

From: Sent: paygovadmin@mail.doc.twai.gov Tuesday, March 11, 2008 10:28 AM

To:

Tim Chandler

Subject:

Pay.Gov Payment Confirmation

THIS IS AN AUTOMATED MESSAGE. PLEASE DO NOT REPLY.

Your transaction has been successfully completed.

Payment Summary

Application Name: OHSD CM ECF Pay.gov Tracking ID: 24UJL59H

Agency Tracking ID: 06480000000001596311

Account Holder Name: David Langdon

Transaction Type: Sale

Billing Address: 🗪

Zip/Postal Code:

Country: USA

Card Type: Master Card

Card Number: \*\*\*\*\*\*\*\*\*4219
Expiration Date: Jan, 2011
Payment Amount: \$200.00

Transaction Date: Mar 11, 2008 1:28:10 PM

## **Tim Chandler**

From: Sent: paygovadmin@mail.doc.twai.gov Tuesday, March 11, 2008 10:30 AM

To:

Tim Chandler

Subject:

Pay.Gov Payment Confirmation

THIS IS AN AUTOMATED MESSAGE. PLEASE DO NOT REPLY.

Your transaction has been successfully completed.

Payment Summary

Application Name: OHSD CM ECF Pay.gov Tracking ID: 24UJL5EP

Agency Tracking ID: 0648000000001596332

Account Holder Name: David Langdon

Transaction Type: Sale

Billing Address:

Zip/Postal Code:

Country: USA

Card Type: Master Card

Card Number: \*\*\*\*\*\*\*\*\*4219
Expiration Date: Jan, 2011
Payment Amount: \$200.00

Transaction Date: Mar 11, 2008 1:30:25 PM

## **Tim Chandler**

From: Sent:

paygovadmin@mail.doc.twai.gov Tuesday, March 11, 2008 10:34 AM

To:

Tim Chandler

Subject:

Pay.Gov Payment Confirmation

THIS IS AN AUTOMATED MESSAGE. PLEASE DO NOT REPLY.

Your transaction has been successfully completed.

Payment Summary

Application Name: OHSD CM ECF Pay.gov Tracking ID: 24UJL5L1

Agency Tracking ID: 06480000000001596345

Account Holder Name: Timothy D. Chandler Transaction Type: Sale Billing Address:

City: State/Province: Zip/Postal Code:

Country: USA

Card Type: Master Card

Card Number: \*\*\*\*\*\*\*\*4219 Expiration Date: Jan, 2011 Payment Amount: \$200.00

Transaction Date: Mar 11, 2008 1:33:50 PM

#### CERTIFICATE OF SERVICE

I hereby certify that on October 29, 2008, I electronically submitted the foregoing document with the Clerk of Court using the CM/ECF system for filing and transmittal of a Notice of Electronic Filing to the following CM/ECF registrants:

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